

HB 1910 -- Assisted Living Facilities

Sponsor or Co-Sponsors: Barry, Hoppe, Hendrickson, Phillips

Same as or similar to: SB 1052      Year: 2002

Emergency Clause:    or Effective Date of:

Use Summary For:    Version:,    Year:,

Verbatim:

Modify above as follows:

New summary as follows:    This bill revises provisions pertaining to the Omnibus Nursing Home Act.    In its main provisions, the bill:

(1) Defines and regulates assisted living facilities in Missouri;

(2) Contains new definitions for "Alzheimer's disease," "assisted living facility", "dementia", and "multi-unit housing with services".    The definition for "assisted living facilities" includes the definition of "multi-unit housing with services";

(3) Revises the period covered by the issuance of a license for long-term care facilities.    Current law allows a license to be issued for up to two years.    This bill reduces the time period to 18 months;

(4) Requires multi-unit housing with services facilities to

register with the Department of Health and Senior Services. The facilities are required to submit a disclosure statement describing their operation and must submit an application for registration;

(5) Allows fire and safety requirements for license-exempt facilities registered under Chapter 210 RSMo, to apply to multi-unit housing with services facilities if no local fire and safety ordinances exist for such facilities;

(6) Authorizes the department to inspect the multi-unit housing with services facilities and requires that residents of the facilities be notified that the department will not regularly conduct inspections. If the department inspects a facility and finds a violation, the department is required to give twenty days notice to the facility;

(7) Requires the department to notify the prosecutor of the county in which the facility is located if the facility does not correct the violation within 20 days or the department may require the facility to become licensed as a residential care facility;

(8) Requires residents of multi-unit housing facilities to sign lease agreements and pay rent, which may or may not be subsidized;

(9) Authorizes the provision of supportive services which are optional and the resident of the facility is required to choose the care provider;

(10) Allows personal care to be provided by facility management or in-home service providers through a written agreement. Nursing care may be arranged by facility management, but must be provided by licensed home care providers;

(11) Allows residents to contract with licensed health care professionals to the same extent available to private citizens. Payment for personal or nursing care is prohibited from being combined with housing charges;

(12) Allows residents to request assistance with medications, which must be stored in the resident's room. The department is required to develop rules for the administration of medication to residents;

(13) Allows facilities to ask residents to move in certain

situations, including if a resident possesses needs which exceed the level of personal care services available or for non-payment;

(14) Requires facilities to provide an informational document which includes current information on selecting an appropriate assisted living arrangement. The informational document will be given to any person seeking such information. The distribution of this document will be verified by the department as part of the facility's regular registration; and

(15) Repeals Section 198.073, RSMo, regarding the Pathway to Safety Law for Alzheimer's patients in residential care facilities II. New language allows an individual to be accepted for or to remain a resident of an assisted living facility if the facility has a written plan of protection.